



FOURTH ANNUAL
INDIGENT CRIMINAL DEFENSE
ADVANCED SKILLS FOR THE EXPERIENCED
PRACTITIONER

APRIL 25, 2008

RICHMOND CONVENTION CENTER
AND
SOUTHWEST VIRGINIA HIGHER EDUCATION CENTER
(VIDEO CONFERENCE)

7.0 MCLE CREDITS (PENDING)

SUPREME COURT OF VIRGINIA
THE CHIEF JUSTICE'S INDIGENT DEFENSE TRAINING INITIATIVE
VIRGINIA STATE BAR
IN PARTNERSHIP WITH VACLE

PROGRAM AGENDA

GREATER RICHMOND CONVENTION CENTER—LIVE LOCATION
403 N THIRD STREET, RICHMOND (804) 783-7300

SOUTHWEST VIRGINIA HIGHER EDUCATION CENTER—VIDEO CONFERENCE
ONE PARTNERSHIP CIRCLE, ABINGDON (276) 619-4300

8:00–8:30 AM	REGISTRATION
8:30–8:45 AM	OPENING REMARKS <i>The Honorable Leroy Rountree Hassell, Sr.</i> Chief Justice Supreme Court of Virginia
8:45–9:45 AM	EXONERATION BY DNA: THE DEFENSE OF THE DUKE RAPE CASE <i>Brad Bannon, Esquire</i> Cheshire, Parker, Schneider, Bryan & Vitale Raleigh, NC
9:45–10:45 AM	ADVANCED DNA: MIXTURE INTERPRETATION & OTHER ADVANCED DNA ISSUES <i>Dr. John M. Butler</i> National Institute of Standards and Technology Gaithersburg, MD
10:45–11:00 AM	BREAK
11:00AM–12:00 PM	CHALLENGING THE UNCHALLENGEABLE: FINGERPRINT AND OTHER SUBJECTIVE EVIDENCE <i>Patrick Kent, Esquire</i> Chief, Forensics Division Office of the Maryland Public Defender Baltimore, MD
12:00–1:00 PM	BOX LUNCHES
1:00–2:00 PM	WHAT’S INTERROGATION GOTTA DO WITH IT: DEFENDING FALSE CONFESSIONS CASES <i>Deja Vishny, Esquire</i> Chief, Homicide Practice Unit Office of the Wisconsin Public Defender Milwaukee, WI
2:00–3:00 PM	UNDERSTANDING AND DEFENDING THE MENTALLY IMPAIRED <i>Elizabeth Kelley, Esquire</i> Cleveland, OH <i>John Matthew Fabian, PSY.D., J.D.</i> Cleveland, OH
3:00–3:15 PM	BREAK
3:15–5:15 PM	DEFENSIVE STRATEGIES & TACTICS IN EYEWITNESS ID CASES <i>Dr. Martin A. Safer</i> Catholic University of America Washington, DC <i>Nell Pawlenko, MA</i> Catholic University of America Washington, DC <i>Timothy O’Toole, Esquire</i> Miller Chevalier Washington, DC
5:15 PM	CLOSING REMARKS <i>The Honorable Leroy Rountree Hassell, Sr.</i>

THE CHIEF JUSTICE’S INDIGENT DEFENSE TRAINING INITIATIVE

Hon. Leroy Rountree Hassell, Sr., Chair
Chief Justice
Supreme Court of Virginia
Richmond, Virginia

Steven D. Benjamin, Program Chair
Benjamin and DesPortes
Richmond, Virginia

James O. Broccoletti, Esq.
Zoby & Broccoletti P.C.
Norfolk, Virginia

Manuel A. Capsalis, Esq.
President-Elect
Virginia State Bar
Arlington, Virginia

Hon. S. Clark Daugherty
Judge
Norfolk General District Court
Norfolk, Virginia

Betty Layne DesPortes, Esq.
Benjamin & DesPortes
Richmond, Virginia

Cynthia E. Dodge, Esq.
Public Defender
Wythe, Bland, and Pulaski Counties
Pulaski, Virginia

Prof. James J. Duane
Regent University School of Law
Virginia Beach, Virginia

Hon. Walter S. Felton, Jr.
Chief Judge
Court of Appeals of Virginia
Williamsburg, Virginia

Elizabeth L. Keller
Virginia State Bar
Richmond, Virginia

Anita G. Lester, Esq.
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Alex N. Levay, Esq.
Alex Levay, Attorney, PLLC
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Gregory E. Lucy, Esq.
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Richmond, Virginia

E. Scott Moore, Esq.
Office of the Chief Staff Attorney
Supreme Court of Virginia
Richmond, Virginia

Maureen K. Petrini, Esq.
Virginia State Bar
Richmond, Virginia

W. Edward Riley IV, Esq.
Boone, Beale, Cosby & Long
Richmond, Virginia

Hon. Angela Edwards Roberts
Judge
Richmond Juvenile & Domestic Relations Court
Richmond, Virginia

Prof. Emeritus Robert E. Shepherd, Jr.
School of Law, University of Richmond
Richmond, Virginia

Hon. Wilford Taylor, Jr.
Judge
Circuit Court for the City of Hampton
Hampton, Virginia

Mark J. Yeager, Esq.
Yeager & Thelin, P.C.
Fairfax, Virginia

FACULTY

HON. LEROY ROUNTREE HASSELL, SR.
Chief Justice
Supreme Court of Virginia

BRAD BANNON, ESQUIRE
Cheshire, Parker, Schneider, Bryan & Vitale
Raleigh, North Carolina

DR. JOHN M. BUTLER
National Institute of Standards and Technology
Gaithersburg, Maryland

JOHN MATTHEW FABIAN, PSY.D., J.D.
Cleveland, Ohio

ELIZABETH KELLEY, ESQUIRE
Elizabeth Kelley L.P.A., Inc.
Cleveland, Ohio

PATRICK KENT, ESQUIRE
Chief, Forensics Division
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TIMOTHY O’TOOLE, ESQUIRE
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Catholic University of America
Washington, DC

DR. MARTIN A. SAFER
Catholic University of America
Washington, DC

DEJA VISHNY, ESQUIRE
Chief, Homicide Practice Unit
Office of the Wisconsin Public Defender
Milwaukee, Wisconsin

REGISTRATION & CONFIRMATION

This outstanding program is being offered at no charge, as a service to members of the Virginia State Bar. Virginia lawyers engaged in the representation of Virginia's indigent criminal population, either as public defenders or as court appointed counsel, are the target audience for this seminar. At Chief Justice Hassell's request, registration preference will be given to these two constituencies.

Due to space limitations, ***advance registration for this seminar is mandatory.*** Upon receipt of your application form, the Virginia State Bar will send a written confirmation of your registration. Please retain this confirmation; you will need it for admission to the seminar and for a discount on parking at the Greater Richmond Convention Center's parking deck (see below.) **There will be no admission to the event without your confirmation; the confirmation is not transferable.**

The programs will be conducted in a smoke-free environment. If you have a disability that requires special accommodations to participate in the program or the meals, please contact the Virginia State Bar well in advance of the program date.

CANCELLATIONS & QUESTIONS: Due to limited space and meal guarantees, cancellations must be received in writing (fax and email are acceptable) ***no later than 5:00 PM on Monday, April 14.*** Failure to cancel by this deadline may prevent another attorney on the waiting list from attending. Cancellations received ***after*** April 14, will result in a cancellation fee of **\$75 if we are unable to fill your spot from the waiting list.** Failure to attend on the day of the program will result in a ***"No-Show Fee" of \$100.***

LATE REGISTRATION/SPACE LIMITED

Space is limited to 525 registrants at the live location in Richmond and 100 registrants at the video-conference in Abingdon. Walk-in registration will not be accepted at either location. If you have not registered by April 14, please contact the Virginia State Bar to determine if space is available for the program.

Please direct your cancellation request and other inquiries to Dolly Shaffner, Bar Services Department, Virginia State Bar, Shaffner@vsb.org; (804) 775-0518; Fax (804)775-0501.

PARKING/DIRECTIONS: The Greater Richmond Convention Center's Parking Facility is located at 300 North Third Street, and is conveniently connected to the Convention Center. **PLEASE NOTE:** In lieu of paying the Convention Center's daily parking fee of \$6, you will need to show your VSB written confirmation to the attendant at the parking deck and receive a parking ticket. Without your confirmation, you will be subject to paying the regular parking fee.

Directions to the Greater Richmond Convention Center and its parking facility may be found at **www.richmondcenter.com**. Directions to the Southwest Virginia Higher Education Center in Abingdon may be found at **www.swcenter.edu**.

WRITTEN MATERIALS: Each seminar attendee will receive a handbook containing outlines of the presentations at the programs.

REGISTRATION FORM

Please enroll me for the ***Fourth Annual Indigent Criminal Defense Seminar—Advanced Skills for the Experienced Practitioner*** on **Friday, April 25, 2008.**

☐ **Greater Richmond Convention Center**
(Live Location)

☐ **Southwest Virginia Higher Education Center, Abingdon**
(Video Conference)

Please check the appropriate box and return the application to:

**Indigent Criminal Defense Training Seminar,
707 East Main Street, Suite 1500, Richmond, Virginia 23219-2800. FAX: (804) 775-0501**

- ☐ I currently work in a public defender's office in Virginia.
☐ I am currently on the Virginia Indigent Defense Commission's list of lawyers certified to take court appointed criminal cases in Virginia.
☐ I currently serve in the Virginia General Assembly.
☐ I am a member of the Virginia Judiciary.

Last Name First Name M.I. VSB I.D. Number

Public Defender Office/Law Firm/Court

VSB Address of Record

Address

City/State/Zip

Telephone

E-mail Address

HOTEL ACCOMMODATIONS:

A block of rooms has been reserved for Thursday, April 24, at the Richmond Marriott Hotel (\$130, inclusive). All rooms will be available on a first-come, first-served basis. To reserve a room and receive the VSB group rate negotiated for this program, contact the hotel directly and identify yourself as a member of the Virginia State Bar: **Richmond Marriott:** 804-643-3400. **Please note:** the room block will be ***released on April 10, 2008.***

SCHOLARSHIP FUNDS:

Limited scholarship funds will be available to public defenders and court appointed counsel to offset the overnight hotel expenses at the **Richmond Marriott Hotel** in Richmond. The Scholarship Committee will consider requests for reimbursement of the cost of the hotel room (\$130, inclusive) on a ***first-come, first served basis.*** Please send a written request for scholarship funds to: Dolly C. Shaffner, Virginia State Bar, 707 E. Main St., Suite 1500, Richmond, VA 23219; Shaffner@vsb.org. All requests must be received by ***March 28, 2008.*** Your request will be reviewed by the committee based on the criteria established for this program. Travel and/or meal expenses do not fall within the criteria for reimbursement.